

OFFICE OF CITYWIDE EVENT
COORDINATION AND MANAGEMENT
100 GOLD STREET, 2ND FLOOR
NEW YORK, NY 10038
TEL: (212) 788-7567
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STREET ACTIVITY PERMIT OFFICE
100 GOLD STREET, 2ND FLOOR
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TEL: (212) 788-7567
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EVAN M. KORN
EXECUTIVE DIRECTOR

EMIL B. LISSAUER
DIRECTOR

THE CITY OF NEW YORK
OFFICE OF THE MAYOR
NEW YORK, N.Y. 10007

September 8, 2009

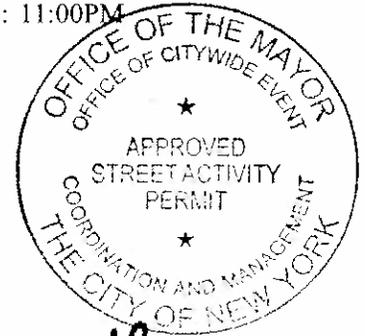
PERMIT TO CONDUCT STREET ACTIVITY

DATE OF APPLICATION: 02/12/2009 PERMIT#: M02-037
EVENT NAME: Figli di San Gennaro - Mulberry Street Festival EVENT ID#: 7766
EVENT TYPE: Street Festival
LOCATION: MULBERRY STREET between CANAL STREET and EAST HOUSTON STREET, HESTER STREET between MOTT STREET and CENTRE STREET, GRAND STREET between MOTT STREET and CENTRE STREET
EVENT DATES: 09/10/2009 to 09/20/2009 EVENT HOURS: 11:00AM - 11:00PM
REMARKS/RESTRICTIONS: All rides must be licensed and insured. Hours: Sun-Thurs 11am-11pm, Fri + Sat 11am - 12:30am. Permitted hours of setup: 9/8 - 9am-8pm; 9/9 - 10am-10pm. 12 ft fire lane in street and 5 ft pedestrain access on sidewalk must be provided at all times. Amplified sound not permitted past 10pm as per NYPD regulations.

PERMITTEE : Figli di San Gennaro
APPLICANT/CONTACT : Vivian Catenaccio
ADDRESS: 109 Mulberry Street
New York, NY 10013

SET UP DATE: 09/08/2009 SET UP HOURS: 9:00AM
BREAK DOWN DATE: 09/20/2009 BREAK DOWN HOURS: 11:00PM

Have a happy and safe event.



Emil Lissauer

Emil B. Lissauer Director
Street Activity Permit Office

Authorized Signature and Seal

ATTACHMENT TO STREET ACTIVITY PERMIT (M2-037) TO BE ISSUED TO THE FIGLI DI SAN GENNARO, INC. ("APPLICANT"), SEPTEMBER, 2009

The issuance of this permit requires, and the applicant has agreed, that:

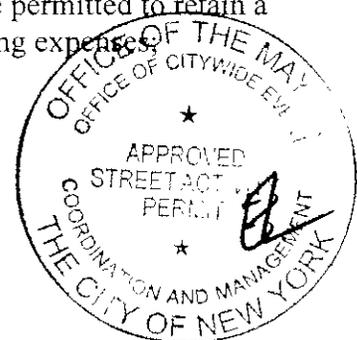
1. Richard W. Mark, is appointed to serve as the Monitor of the financial affairs of the applicant so as to assure the honesty and integrity of (a) the applicant's conduct of the San Gennaro Festival ("Festival"), and (b) the payment by the applicant of the net proceeds to charitable organizations as described in Paragraph 15 (a);
2. The Monitor shall be a necessary signatory on the bank account(s) of the applicant and all monies obtained in connection with the Festival shall be deposited into those bank account(s);
3. The Monitor may appoint a person as an additional signatory on the bank account(s) of the applicant. Such person may sign for the Monitor on a check only if instructed in writing by the Monitor;
4. No payment(s) of any kind in an amount of \$1,000 or more shall be made by the applicant without the express prior approval of the Monitor;
5. No contract that requires payment of money by the applicant or the Festival shall be entered into without the express prior approval of the Monitor;
6. The Monitor shall have complete access to all records of the applicant;
7. The applicant shall comply expeditiously with all requests by the Monitor for documents and any other information and assistance;
8. The Monitor may appoint such person or person, as he deems reasonable and necessary to assist him in carrying out his responsibilities;
9. The board of directors of the applicant shall consist of the following individuals;

Joseph Mattone, Sr., President
Vivian Catenaccio, Vice-President, Treasurer
Emily DePalo
Robert Marshall
Jerry Scivetti
Anthony Cannataro
Hon. Joseph Golia
Charles Direnzo
Nelson Boxer, Special Advisor to Mayor



10. The names of the Board of Directors have been submitted to the City for a determination as to their fitness to participate in the sponsorship of the street activity permit. If it is determined by the City that one or more of the members of the Board of Directors is not fit to participate in the sponsorship of the street activity permit, such individual or individuals shall not be members of the Board;
11. None of the officers or directors shall be compensated or shall receive any remuneration in connection with the Festival other than reasonable and necessary costs and expenses;
12. The applicant shall retain an accountant, whose hiring and fee shall be approved by the Monitor, for the purpose of maintaining the books and records of the Festival;
13. The Monitor may take such action as he concludes is desirable to ensure that all vendors at the Festival have the required permits, licenses, and other authority to operate at the Festival;
14. No alcoholic beverages may be sold, dispensed or made available at any time or at any location under the control of the sponsor during the Festival except as permitted by Section 2-03 of the Rules of the Community Assistance Unit, Street Activity Permit Office;
15. All vendors are responsible for disposing of oil and oil related products through the oil disposal services contracted by the organizers of the Festival;
16. No gambling shall be conducted or permitted at any time or at any location under the control of the sponsor during the Festival;
17. No hawking or solicitation shall be conducted or permitted outside of a designated booth area;
18. All persons working at booths shall remain within the designated booth area unless the nature of the activity being conducted within booth requires that they remain immediately adjacent to the designated booth area;
19. (a) The applicant agrees that from the net proceeds of the Festival as certified by the Monitor, a distribution will be made to any lawful charitable entity. The Monitor shall be notified of any proposed recipient of such distribution. No distribution of the net proceeds of the Festival as certified by the Monitor, shall be made to any charity without the express prior approval of the Monitor.

(b) The applicant, upon approval by the Monitor, shall be permitted to retain a portion of the net proceeds as a reserve for future operating expenses;



20. (a) The Monitor shall be paid a fee of \$825.00 per hour and, in addition, any other reasonable expenses incurred by the Monitor in fulfilling his duties;

(b) The fees of the Monitor and his appointees shall be paid as follows: The Monitor shall submit written bills for fees and expensed once per month. Payment shall be made by the applicant within 30 days of receipt of each bill by way of a corporate check by payable to Orrick, Herrington & Sutcliffe LLP, 666 Fifth Avenue, New York, NY 10103;

21. In the event that the applicant fails to comply with any of the aforesaid terms and conditions, the permit shall be suspended summarily at the sole discretion of the City.

